GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department – Allegation of misappropriation of Municipal funds in Madanapally Municipality, Chitoor District – Departmental proceedings initiated against Sri B.Nagabhushanam, Municipal Commissioner(Retd), Madanapalle Municipality under Rule-20 of A.P.Civil Services (CC&A) Rules,1991- Enquiry conducted – Charges held proved – Imposition of penalty to cut 5% in monthly pension for a period of 2 years – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Rt.No.9 **Dated. 05.01.2022**

Read the following:-

Ref : 1.From DG(V&E) Vigilance Report No.58 (2859/V&E/D1/06, dt.05.05.2007.
2.From CDMA, AP, Hyderabad Lr.Roc.No.19255/2007-E1, dt.11.10.2007.
3.G.O.Rt.No.47 MA&UD (E2) Dept., dt.09.01.2008.
4.Dated Acknowledgement of Sri B. Nagabhushanam, MC(Retd), Madanapalle Municipality, dt.08.02.2008.
5.G.O.Rt.No.674 MA&UD (E2) Dept., dt.14.06.2010.
6.From Enquiry Officer Lr.Roc.No.1281/2010/A3, dt.29.10.2010.
7.Govt.Memo No.16737/E2/2007-6, dt.07.03.2011.
8.Written representation of Sri B. Nagabhushanam, MC(Retd), Madanapalle Municipality, dt.16.04.2011.
9. Govt.Memo No.16737/Vig.III/2007, dt.19.02.2020
10.Written representation of Sri B. Nagabhushanam, MC(Retd), Madanapalle Municipality, dt.28.07.2020.
11. Govt. Letter No.16737/Vig.III-1/2007, Dated.25.10.2021.
12. From the Secretary, APPSC, Vijayawada, Lr.513/DC&C/2021, dated.01.12.2021

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In the reference 1st read above, the Vigilance & Enforcement Department, submitted the Vigilance Report No.58, dt.05.05.2007. In the reference 2nd read above, the Commissioner & Director of Municipal Administration, AP, Hyderabad, furnished the Draft Articles of charges. In the reference 3rd above, Government issued article of charges against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality on the allegation of misappropriation of Municipal funds in the Municipality.

2. In the reference 4th read above, the charged officer had not submitted his written statement of defense and dated acknowledgement has only been received in the matter. Based on the dated acknowledgement Government appointed Sri P.Murali Krishna Goud, RDMA, Ananthapuram as enquiry officer to inquire into the charges framed against the charged officer along with other charged officers, vide reference 5th read above.

3. In the reference 6thread above, the Inquiry Officer submitted his enquiry report and held that the out of (3) charges, one charge is Proved and remaining Two (2) charges were partly proved against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality during the enquiry and in the reference 7thread above, a copy of enquiry report has been communicated to the charged officer for offering his written representation in terms of Rule 21(2) of APCS(CCA) Rules, 1991. Subsequently, Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality submitted his written representation duly requesting to drop further action against him vide reference 8thread above.

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4. Government after careful examination of the matter provisionally decided to impose a penalty of 5% cut in his monthly pension for a period of two (2) years under Rule-9 of AP Revised Pension Rules, 1980 against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality as the charges were held proved in the enquiry and in the reference 9thread above a show cause notice has been issued to Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality, as to why the above said penalty cannot be imposed against him. In the reference 10th read above, Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality submitted his written representation and among others, requested the Government to Drop the further against him.

5. As no new grounds put forth by the charged officer, Government after careful examination of the inquiry report and written representation of the charged officer and after following the due procedure, it has been decided to impose a penalty of "5% cut in pension for a period of two (2) years'' against Sri B.Nagabhushanam, Municipal Commissioner (Retd), Madanapalle Municipality and in the reference 11th read above, the Secretary, A.P. Public Service Commission was requested to convey the concurrence of the Commission on the Government's proposal.

6. In the reference 12th read above, the Secretary, A.P. Public Service Commission has informed that, Commission agrees with the proposal of the Government, to impose a penalty of "5% cut in pension for a period of two (2) years'' against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality, Chitoor District.

7. Government after careful examination of the matter, have been decided to confirm the penalty of "5% cut in monthly pension for a period of two (2) years'' against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality, Chitoor District, as the charges were held proved in the enquiry.

8. Accordingly, Government hereby order to impose a penalty of "5% cut in monthly pension for a period of two (2) years'' against Sri B.Nagabhushanam, MC(Retd), Madanapalle Municipality, Chitoor District, as the charges were held proved in the enquiry.

9. The Commissioner and Director of Municipal Administration, A.P, Mangalagiri shall take further necessary action in the matter accordingly.

10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri B.Nagabhushanam, Municipal Commissioner (Retd),
Madanapalle Municipality, Chitoor District – **through** the CDMA., A.P., Guntur.
The Commissioner and Director of Municipal Administration, A.P, Guntur
Copy to:
The Secretary, APPSC, Vijayawada.
The Municipal Commissioner, Madanapalle Municipality, Chitoor District.
(Sc/Sf 372023)

// FORWARDED:: BY ORDER //

SECTION OFFICER